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10 Attorneys for Defendant
11 AMERICAN AIRLINES, INC.

12 **UNITED STATES DISTRICT COURT**

13 **DISTRICT OF NEVADA**

14 NORA FARACE, an individual,)
15 ANTHONY F. FARACE, an individual,) Case No. 2:10-cv-00724
16 Plaintiffs,)
17 vs.)
18 AMERICAN AIRLINES, INC., a Foreign)
19 Corporation; CLARK COUNTY)
20 DEPARTMENT OF AVIATION, a)
Political Subdivision of the State of Nevada)
as owner and operator of McCARRAN)
INTERNATIONAL AIRPORT; and ROE)
CORPORATIONS I through XXX,)
inclusive,)
Defendants.)

21 **DEFENDANT AMERICAN AIRLINES, INC.'S STATEMENT OF REMOVAL**

22 COMES NOW Defendant AMERICAN AIRLINES, INC., by and through its counsel,
23 Alan W. Westbrook, Esq., of PERRY, SPANN & WESTBROOK, a Professional Corporation,
24 and pursuant to the Order of this Honorable Court provides its Statement Regarding Removal as
25 follows:

1 1. The date(s) on which you were served with a copy of the complaint: Complaint
2 was not served on Defendant; First Amended Complaint was served on April 29, 2010.
3

4 2. The date(s) on which you were served with a copy of the summons: April 29,
5 2010.

6 3. In removals based on diversity jurisdiction, the names of any served defendants
7 who are citizens of Nevada, the citizenship of the other parties and a summary of defendant's
8 evidence of the amount in controversy:
9

10 Both Plaintiff Nora Farace and Plaintiff Anthony F. Farace are citizens of Illinois.
11 Defendant American Airlines, Inc. is incorporated in the State of Delaware. Defendant Clark
12 County Department of Aviation is a political subdivision of the State of Nevada as owner and
13 operator of McCarran International Airport.
14

15 Based upon the representation of Plaintiffs' counsel that Plaintiff Nora Farace has
16 incurred in excess of \$80,000.00 in medical expenses, Defendant American Airlines, Inc.
17 believes the amount in controversy exceeds \$75,000.00.
18

19 4. If your notice of removal was filed more than thirty (30) days after you first
20 received a copy of the summons and complaint, the reason removal has taken place at this time
21 and the date you first received a paper identifying the basis for removal: Not applicable.
22

23 5. In actions removed on the basis of the court's jurisdiction in which the action in
24 state court was commenced more than one year before the date of removal, the reasons this
25 action should not summarily be remanded to the state court: Not applicable.
26
27 ...
28 ...

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6. The name(s) of any defendant(s) known to have been served before you filed the
notice of removal who did not formally join in the notice of removal and the reasons they did
not: Not applicable.

5 DATED this 19 day of May, 2010.

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7 PERRY, SPANN & WESTBROOK
A Professional Corporation

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Attorneys for Defendant AMERICAN AIRLINES,
INC.

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on the 12 day of May, 2010, a true and correct copy of the foregoing **AMERICAN AIRLINES, INC.'S STATEMENT OF REMOVAL** was served by depositing the same in the U.S. Mails at Las Vegas, Nevada, postage fully prepaid, and addressed to the following:

Donald C. Kudler, Esq.
CAP & KUDLER
3202 W. Charleston Blvd.
Las Vegas, NV 89102
Telephone: (702) 878-8778
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E-Mail: donaldkudler@capandkudler.com
Attorneys for Plaintiffs

An Employee of PERRY, SPANN &
WESTBROOK, A Professional Corporation

**AFFIRMATION
Pursuant to NRS 239B.030**

The undersigned does hereby affirm that the preceding document, filed in United States District Court, District of Nevada, Case **Farace v. American Airlines, Inc.**, Case No. 2:10-cv-00724:

■ Does not contain the social security number of any person.

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Contains the social security number of a person as required by:

A. A specific state or federal law, to wit:

State specific law

-or-

B. For the administration of a public program or for an application for a federal or state grant.

ALAN W. WESTBROOK, ESQ.

Attorney for Defendant
American Airlines, Inc.

Date

5/19/10